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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/966,753	10/01/2001	Lev Smolyar	P-1987-US1	3706	
	7590 04/04/2007 EN ZEDEK LATZER, LL	p	EXAMINER		
1500 BROAD	WAY, 12TH FLOOR	ZHENG, EVA Y			
NEW YORK, NY 10036			ART UNIT	PAPER NUMBER	
			2611		
SHORTENED STATUTOR	Y PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE		
3 MC	SHTM	04/04/2007	PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. In the control of the many be evaluated under the provision of 37 CFR 1:180, in no event, however, way a repty be timely filled. If NO period for reply is appelled above, the maximum attellatory period vill apply and will expire SIX (5) MONTHS from the mailing date of this communication. Plants for imply in the store of exercised period for righy will, by statuke, case the application become ABANDONEO(S SIX S.C. § 133). Any reply received by the Office for than three months after the mailing date of this communication, even if timely filled, may reduce any eventre praint men aliquinement. Set 37 CFR 1:74(4). Status 1) Responsive to communication(s) filled on 17 January 2007. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 Q.G. 213. Disposition of Claims 4) Claim(s) 1-28.30 is/are pending in the application. 4a) Of the above claim(s) is started by the state of t				X				
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	3) Information Disclosure Statement(s) (PTO/SB/08)	5) 🔲 Notice of Informal F	Patent Application					

Application/Control Number: 09/966,753

Art Unit: 2611

DETAILED ACTION

Request for Continued Examination

1. The request filed on January 17, 2007, for a Request for Continued Examination (RCE) under 37 CFR 1.114 based on parent Application No. 09/966,753 is acceptable and a RCE has been established. An action on the RCE follows.

Claim Rejections - 35 USC § 101

2. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims 1-13 and 30 are rejected under 35 U.S.C. 101 because the claimed invention lacks patentable utility and practical application. Please see Interim Guidelines on page 30.

Allowable Subject Matter

- 3. Claims 14-28 are allowed.
- 4. The following is an examiner's statement of reasons for allowance:

None of the prior art teaches or suggests a receiver in a communication system comprise to generate direction metrics of each of a set of possibly directions of joint movement of at least two fingers of a finger block of a rake receiver, select one of the direction metrics according to a predetermined criterion, and to move the fingers of the finger block in the directions indicated by the selected direction metric.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Eva Y Zheng whose telephone number is 571-272-3049. The examiner can normally be reached on M-F, 7:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chieh Fan can be reached on 571-272-3042. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Eva Yi Zheng Examiner Art Unit 2611

March 22, 2007

CHIEH M. FAN
SUPERVISORY PATENT EXAMINER